

188111

STATE OF SOUTH CAROLINA

(Caption of Case)

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2007-324-C

(Please type or print)

Submitted by: Ed Phillips - Embarg

SC Bar Number:

Address: 14111 Capital Blvd
Wake Forest, NC
27587

Telephone: 919-554-7870

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Other:

Email: edward.phillips@embarg.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

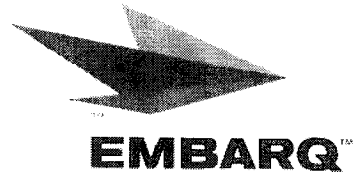
☐ Emergency Relief demanded in petition ☒ Request for item to be placed on Commission's Agenda expeditiously

☐ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input checked="" type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:
<input type="checkbox"/> Administrative Matter	<input checked="" type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	<input type="checkbox"/> MAIL / DMS
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	<input type="checkbox"/> PSC SC
	<input type="checkbox"/> Late Filed Exhibit	<input type="checkbox"/> Report	<input type="checkbox"/> SEP 06 2007

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August 24, 2007

Embarq Corporation
Mailstop: NCWKFR0313
1411 Capital Boulevard
Wake Forest, NC 27587-5900
EMBARQ.com

Ms. Daphne Duke
Information Resource Consultant
Public Service Commission of South Carolina
Post Office Drawer 11649
Columbia, South Carolina 29211

RE: INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT BETWEEN
UNITED TELEPHONE COMPANY OF THE CAROLINAS D/B/A EMBARQ AND
IDT AMERICA CORPORATION

Dear Ms. Duke:

United Telephone Company of the Carolinas ("Embarq") and IDT America Corporation ("IDT") hereby submit their Interconnection, Collocation and Resale Agreement for the State of South Carolina with an effective date of July 2, 2007, for approval by the Public Service Commission of South Carolina. Please note that this agreement consists of a 3-page document which identifies the parties and adopts the terms and conditions of another agreement which was approved by the Commission in Docket No. 2007-282-C.

Embarq and IDT respectfully request that the Commission approve this agreement. Under cover of this letter, a copy of the agreement is being served upon IDT.

Embarq is represented in this matter by Mr. Scott Elliott, Elliott & Elliott, P.A., 721 Olive Street, Columbia, South Carolina 29205 (803-771-0555). Please contact either Mr. Elliott or me if there are any questions.

Sincerely yours,

Edward Phillips

RECEIVED

SEP 06 2007

PSC SC
MAIL / DMS

HEP:cwm

Enclosures

Edward Phillips
ATTORNEY
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Fax: (919) 554-7913
edward.phillips@EMBARQ.com

Copy: Mr. David Lucky
IDT America Corporation
520 Broad Street, 14th Floor
Newark, New Jersey 07102-3111

Mr. Scott Elliott
Attorney at Law
Elliott & Elliott, P.A.
721 Olive Street
Columbia, South Carolina 29205

Ms. Cheryl Sweitzer
Manager Regulatory Affairs
Embarq Corporation
14111 Capital Boulevard
Wake Forest, North Carolina 27587-5900

**INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT
FOR THE STATE OF SOUTH CAROLINA**

BETWEEN

IDT America Corp.

AND

United Telephone Company of the Carolinas d/b/a Embarq

**Effective: July 2, 2007
Expiration: April 16, 2008**

INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT

This Interconnection, Collocation and Resale Agreement ("Agreement") is entered into by and between **IDT America Corp.**, a New Jersey corporation ("CLEC"), and **United Telephone Company of the Carolinas d/b/a Embarq** ("Embarq"), a South Carolina corporation, which are collectively referred to herein as "the Parties", to establish the rates, terms and conditions for local interconnection, collocation, local resale and the purchase of unbundled network elements for the state of **South Carolina**.

NOW THEREFORE, the Parties agree as follows:

1. ADOPTED AGREEMENT

- 1.1 This Agreement between the Parties shall consist of the Interconnection, Collocation and Resale Agreement for the state of South Carolina entered into by and between Comcast Phone of South Carolina, Inc. and United Telephone Company of the Carolinas, dated April 17, 2006, as filed with the appropriate state regulatory authority ("Adopted Agreement"), and as amended herein.
- 1.2 This Agreement is made a part of and incorporates the terms and conditions of the Adopted Agreement.
- 1.3 Except as set forth herein, the Adopted Agreement remains unchanged and in full force and effect. In the event of a conflict between the terms of the Adopted Agreement and this Agreement, this Agreement will control.
- 1.4 This Agreement shall supersede and replace in full any and all prior agreements, written and oral, between CLEC and Embarq pertaining to the subject matter hereof, applicable to the state of **South Carolina**.

2. PARTIES

For the purposes of this Agreement, **IDT America Corp.** is hereby substituted in the Adopted Agreement for Comcast Phone of South Carolina, Inc.; and United Telephone Company of the Carolinas, now d/b/a Embarq, shall remain as the other Party to the Adopted Agreement.

3. TERM

This Agreement shall become effective on **July 2, 2007**, and, unless earlier terminated in accordance with its terms, shall continue in force until **April 16, 2008**, which corresponds with the End Date of the Adopted Agreement.

4. NOTICES

*Embarq – IDT America Corp.
Interconnection, Collocation And Resale Agreement-SC
Effective: July 2, 2007*

Except as otherwise provided, all notices and communication hereunder will be deemed to have been duly given when made in writing and delivered in person or deposited in the U.S. mail, certified, postage paid, return receipt requested, and addressed as follows:

To CLEC:

Mr. David Lucky
IDT America Corp.
520 Broad Street, 14th Floor
Newark, NJ 07102-3111

Copy to:

Mr. Andrew Fisher
Associate General Counsel
IDT America Corp.
520 Broad Street
Newark, NJ 07102-3111

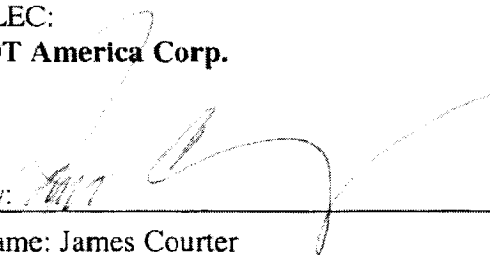
To Embarq:


Director, Contract Management
KSOPKB0402-4600
9300 Metcalf
Overland Park, Kansas 66212

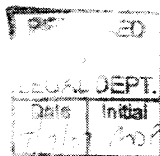
IN WITNESS WHEREOF, CLEC and Embarq have caused this Agreement to be executed by their respective duly authorized representatives.

CLEC:
IDT America Corp.

Embarq:
United Telephone Company of the
Carolinas d/b/a Embarq

By: 
Name: James Courter
Title: Chief Executive Officer
Date: 7-17-07

By: 
Name: Emeric W. Kapka
Title: Director - Contracts Management
Date: 7/23/07



*Embarq - IDT America Corp.
Interconnection, Collocation And Resale Agreement-SC
Effective: July 2, 2007*